

DOCKETED

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Description:	N/A
Filer:	Erin Phillips
Organization:	Dudek
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MEMORANDUM

To: Lisa Worrall, California Energy Commission
From: Prairie Song Reliability Project, LLC (Applicant)
Subject: Email Correspondence between Applicant and the U.S. Army Corps of Engineers
Date: February 10, 2026

On January 16, 2026, the Applicant submitted an Approved Jurisdictional Delineation (AJD) request to the U.S. Army Corps of Engineer (Corps) requesting that the Corps confirm that jurisdiction does not exist over the aquatic resources on the Project site. The applicant met with the Corps on January 30, 2026 to review the project characteristics. The Corps tentatively agreed with the Applicant's characterization of the site and requested that the Applicant prepare a short justification documenting the non-Relatively Permanent Waters (RPW) status of on-site waters. The Applicant is working to prepare and submit this documentation to the Corps.

The attached shows the correspondence between the Applicant and the Corps to date.

From: [Sweeney, Eric R CIV USARMY CESPL \(USA\)](#)
To: [Michael Cady](#)
Cc: [REDACTED] [Erin Phillips](#)
Subject: RE: Approved Jurisdictional Determination Request for Prairie Song Reliability Project (Corps File No. SPL-2026-00060)
Date: Friday, January 30, 2026 2:06:01 PM

Thank you everyone for meeting today to discuss your AJD request. As mentioned, please prepare a short justification documenting the non-RPW status of the on-site drainages. Specifically, please characterize non-RPW status in terms of the SDAM indicators (see: https://www.epa.gov/system/files/documents/2024-10/aw-wm-sdam_user_manual_october2024.pdf).

For example, in this AJD (<https://www.spl.usace.army.mil/Portals/17/docs/Regulatory/jd/ajd/2025/AJD202400684.pdf>), the non-RPW status of the subject drainages was characterized as follows: “The overall reach of Hicks Canyon Wash is characterized by a lack of hydrophytic vegetation, no observations of aquatic macroinvertebrates, moderate slope, rooted upland plants dispersed within the streambed, algal growth only at a downstream storm drain outlet, little compositional or density differences in vegetation on the banks vs adjacent uplands, and lack of riffle-pool sequences (see photos in Exhibit 2).”

I’ll include your delineation as a reference document (“Exhibit 1”), so you can feel free to reference details from that to support your characterization of SDAM indicators throughout the drainages.

Please let me know if you have any questions.

Eric R. Sweeney
Senior Project Manager
South Coast Branch, Regulatory Division
Carlsbad, CA Field Office
Los Angeles District, U.S. Army Corps of Engineers
[REDACTED]

Office: [REDACTED]

Government Mobile: [REDACTED]

From: Michael Cady [REDACTED]
Sent: Wednesday, January 28, 2026 3:23 PM
To: Sweeney, Eric R CIV USARMY CESPL (USA) [REDACTED]
Cc: [REDACTED]; Erin Phillips [REDACTED]
Subject: [Non-DoD Source] RE: Approved Jurisdictional Determination Request for Prairie Song Reliability Project (Corps File No. SPL-2026-00060)

Hello Eric,

Thank you very much for the swift follow up on the AJD request. My colleague Erin Phillips and I can make anytime on Friday work, so please set the time at your convenience.

Our client, Garrett Lehman, is checking internally on the level of documentation that is required and we will let you know the results during our Friday meeting.

Michael Cady
Biologist / Project Manager I

O: [REDACTED] C: [REDACTED]
dudek.com

From: Sweeney, Eric R CIV USARMY CESPL (USA) [REDACTED]
Sent: Wednesday, January 28, 2026 3:08 PM
To: Michael Cady [REDACTED]
Cc: [REDACTED]
Subject: Approved Jurisdictional Determination Request for Prairie Song Reliability Project (Corps File No. SPL-2026-00060)

Dear Mr. Cady:

I'm in receipt of your delineation report and AJD request for the Prairie Song Reliability Project. Note we've assigned file no. SPL-2026-00060 to this request.

My initial impression of your delineation is to concur that the waters of non-RPWs and unregulated. As a next step, I'd suggest arranging a one-hour call to discuss your findings for each of the individual drainages and verify that all evidence is consistent with a non-RPW determination for the site. We can also discuss whether an email concurrence would suit your needs or whether you want a formal AJD processed. In more recent years, we've favored email delineation concurrences and have seen less of a need to complete AJDs, but the decision is up to you.

Is there a time Friday, or sometime next week, you'd be available to meet?

Thank you,

Eric R. Sweeney
Senior Project Manager
South Coast Branch, Regulatory Division
Carlsbad, CA Field Office
Los Angeles District, U.S. Army Corps of Engineers
[REDACTED]

Office: [REDACTED]
Government Mobile: [REDACTED]

